



11/29/04

AF #12W

Attorney Docket No.: 9052-67

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Colin Brown  
Serial No.: 09/700,057  
Filed: February 5, 2001  
For: *SURGICAL COMPOSITIONS AND METHODS FOR USING  
THE SAME*

Confirmation No. 1282  
Examiner: E. White  
Art Unit: 1623

November 29, 2004

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC §134, 37 CFR §41.31, and MPEP §1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the final Office Action dated June 2, 2004, at least twice rejected or finally rejecting claims 1, 2, 4-10, 14-18, 21-24, 26-35 and 39-43.

- ☒ Enclosed is a check in the amount of \$660.00 including the Appeal fee as provided by 37 C.F.R. 41.20(b)(1). Applicant claims small entity status.
- ☐ Payment by credit card is requested. Form PTO-2038 is attached.
- ☒ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.
- ☐ Also enclosed: \_\_\_\_\_
- ☒ The Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-0220.

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01 FC:2401 170.00 OP

Respectfully submitted,

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**CERTIFICATE OF EXPRESS MAILING**

Express Mail Label No. EV 473665047 US  
Date of Deposit: November 29, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Susan E. Freedman  
Date of Signature: November 29, 2004